IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FOURTEENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

-

WRIT PETITION NO : 15244 of 2005

Between:

Pradeep Bisoi, s/o Meghanadha,
R/at Plot No.1 NABARD, Vinayak Nagar, Ring Road, Vizianagaram.

..... PETITIONER

AND

1. The Revenue Divisional Officer, Tekkali, Srikakulam District.
2. The Convener, ICET 2005 Kakatiya University, Warangal.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ of mandamus or any other appropriate writ or direction declaring the action of the 1st respondent in not passing any orders on the application dated 8-5-2000 for issuance of ST certificate as illegal, arbitrary and contrary to the provisions of A.P.(SC, ST and BC) Regulation of issue of community certificate Act 1993 and rules 1997.

Counsel for the Petitioner: MR.O.MANOHER REDDY

Counsel for the Respondent No.1: GP FOR SOCIAL WELFARE

Counsel for the Respondent No.2: MR.DEEPAK BHATTACHARJEE

The Court at the admission stage made the following:

ORDER:

This writ petition is filed by the petitioner aggrieved by the action of the first respondent in not issuing caste certificate.

It is stated that the petitioner made an application on 08.05.2000 for issuance of caste certificate claiming that he belongs to Bento Oriya community, which is notified as a Scheduled Tribe. It is also stated that he appeared for ICET examination and obtained a rank of 31,068 and he is seeking admission claiming that he belongs to ST category.

Heard the learned counsel for the petitioner and the learned Government Pleader for Social Welfare.

At the time of hearing, the learned Government Pleader stated that with reference to Bento Oriya Community, a detailed enquiry was conducted and finally orders were issued clarifying the position with regard to the persons who are entitled to claim that they belong to Bento Oriya Community who will come under the category of Scheduled Tribes. Basing on the same, if the petitioner makes a fresh application, it is open to the first respondent to pass appropriate

orders.

Under the above circumstances, the writ petition is disposed of directing the petitioner to make an application within a period of one week and on receipt of such application, the first respondent is directed to make necessary enquiry as to the claim of petitioner and issue caste certificate, and if the claim of the petitioner is not accepted, the first respondent is expected to pass a detailed order. The above exercise shall be completed within a period of two weeks from the date of receipt of the application of the petitioner. No costs.

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14.07.2005

Note: Issue CC in two days.

(b/o)

VGB

To

1. The Revenue Divisional Officer, Tekkali, Srikakulam District.
2. The Convener, ICET 2005 Kakatiya University, Warangal.
3. 2CCs to the Government Pleader for Social Welfare, High Court Buildings, Hyderabad. (OUT)
4. 2CD copies.